

§ 291.1

- 291.12 National Forest System lands closed to casual collection.
- 291.13 Permits.
- 291.14 Application process.
- 291.15 Application qualifications and eligibility.
- 291.16 Terms and conditions.
- 291.17 Permit reports.
- 291.18 Modification or cancellation of permits.
- 291.19 Suspension and revocation of permits.
- 291.20 Appeals.
- 291.21 Curation of paleontological resources.
- 291.22 Becoming an approved repository.
- 291.23 Minimum requirements of approval of a repository.
- 291.24 Standards for access and use of collections.
- 291.25 Conducting inspections and inventories of collections.
- 291.26 Repository agreements.
- 291.27 Prohibited acts.
- 291.28 Civil penalty.
- 291.29 Amount of civil penalty.
- 291.30 Civil penalty process.
- 291.31 Civil penalties hearing procedures.
- 291.32 Petition for judicial review; collection of unpaid assessments.
- 291.33 Use of recovered amounts.
- 291.34 Criminal penalties.
- 291.35 Multiple offenses.
- 291.36 General exception.
- 291.37 Scientific or paleontological value.
- 291.38 Fair market or commercial value.
- 291.39 Cost of response, restoration, and repair.
- 291.40 Rewards.
- 291.41 Forfeiture.

AUTHORITY: 16 U.S.C. 470aaa through 470aaa–11.

SOURCE: 80 FR 21630, Apr. 17, 2015, unless otherwise noted.

§ 291.1 Purpose.

(a) The regulations in this part implement provisions of the Paleontological Resources Preservation Act, 16 U.S.C. 470aaa through 16 U.S.C. 470aaa–11 (hereinafter referred to as the Act), which provides for the preservation, management, and protection of paleontological resources on National Forest System lands and encourages the scientific, educational and where appropriate, the casual collection of these resources. Paleontological resources are nonrenewable, and are an accessible and irreplaceable part of America's natural heritage.

(b) The Secretary shall manage, protect, and preserve paleontological resources on National Forest System

lands using scientific principles and expertise. These regulations provide for coordinated management of paleontological resources and encourage scientific and educational use by promoting public awareness, providing for collection under permit, setting curation standards, establishing civil and criminal penalties, clarifying that paleontological resources cannot be collected from National Forest System lands for commercial purposes, and by allowing the casual collection of some of these resources on certain lands and under specific conditions.

(c) To the extent possible, the Secretary of Agriculture and the Secretary of the Interior will coordinate in the implementation of the Act.

§ 291.2 Authorities.

The regulations in this part are promulgated pursuant to the Omnibus Public Lands Act, Title VI, subtitle D on Paleontological Resources Preservation, 16 U.S.C. 470aaa through 16 U.S.C. 470aaa–11, which requires the Secretary to issue such regulations as are appropriate to carry out the Act.

§ 291.3 Exceptions.

The regulations in this part do not:

(a) Invalidate, modify, or impose any additional restrictions or permitting requirements on any activities permitted at any time under the general mining laws, the mineral or geothermal leasing laws, laws providing for mineral materials disposal, or laws providing for the management or regulation of the activities authorized by the aforementioned laws including but not limited to the Federal Land Policy and Management Act (43 U.S.C. 1701–1784), the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201–1358), and the Organic Administration Act (16 U.S.C. 478, 482, 551);

(b) Invalidate, modify, or impose any additional restrictions or permitting requirements on any activities permitted at any time under existing laws and authorities relating to reclamation and multiple uses of National Forest System lands;

(c) Apply to Indian lands;

(d) Apply to any materials associated with an archaeological resource (site),